

VIA E-MAIL, RESS & COURIER TO THE BOARD

July 10, 2013

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Attn: Kirsten Walli, Board Secretary

RE: EB-2012-0451 Union-GMI Motion – STAR Applicability to EGD Segment A

As we cannot attend the Oral Hearing on the Motion scheduled for July 11th, we are advancing this letter to be assistance to the Board in determining the above motion. In recognizing our inability to attend, we contacted the Canadian Manufacturers and Exporters (CME), to ensure alignment in our views. We have reviewed the submissions of Mr. DeRose on behalf of CME and adopt those submissions and support Mr. DeRose in submissions he may advance orally at the hearing.

In addition, in our review of the record and submissions advanced to this point, FRPO would encourage the Board to consider the following in determining the applicability of STAR to segment A of EGD's proposed facilities:

In Exhibit JT1.2, EGD provides its views on an exemption under STAR. On page 1 of that response, EGD emphasizes that EGD and TCPL recognized the access issue and provided the statement "TransCanada must make reasonable commercial efforts under the Transportation Access Procedures ("TAPS") approved by the NEB...". However, with all due respect, in our view, the proper jurisdiction for matters involving regulatory approval of this pipeline falls inside of the authority of the OEB. Therefore access to this pipe must be governed by STAR. As has been pointed out by many others in their submissions, EGD has not applied for an exemption and therefore, by extension, at this juncture an open season is required.

Respectfully Submitted on Behalf of FRPO,



Dwayne R. Quinn
Principal
DR QUINN & ASSOCIATES LTD.

c. Interested Parties EB-2012-0451, EB-2012-0433, EB-2013-0074
J. Wasyluk – Board Staff